



518 Rec'd PCT/PTO 02 AUG 1999

PCT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re Application of:**

Alex Jan van der Eb et al.

**Serial No.:** 08/973,560

**Filed:** December 5, 1997

**For:** p-53 BINDNG PROTEIN CALLED  
MDMX AND ENCODING SEQUENCES  
FOR SAID PROTEIN

**Examiner:** To be assigned

**Group Art Unit:** To be assigned

**Attorney Docket No.:** 3839US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail (under 37 C.F.R. § 1.8(a)) on the date of deposit shown below with sufficient postage and in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

July 28, 1999  
Date of Deposit

*Darlene Foucault*  
Signature of registered practitioner or other  
person having reasonable basis to expect mailing  
to occur on date of deposit shown pursuant to 37  
C.F.R. § 1.8(a)(1)(ii)

Darlene Foucault  
Typed/printed name of person whose signature is  
contained above

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the document listed on attached Form PTO-1449 be considered by the Examiner and made of record. A Copy of the listed document is enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability



Attorney Docket: 3839US

as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

Foreign Patent Documents

| <u>Document No.</u> | <u>Date</u>     | <u>Country</u> |
|---------------------|-----------------|----------------|
| WO 97/00326         | January 3, 1997 | PCT            |

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56 & 1.175, applicant hereby identifies the following listed copending applications naming the same inventors:

Serial No.: 08/793,170

Filed: March 25, 1997

For: **PACKAGING SYSTEMS FOR HUMAN RECOMBINANT ADENOVIRUS  
TO BE USED IN GENE THERAPY**

Serial No.: 09/333,820

Filed: June 15, 1999

For: **PACKAGING SYSTEMS FOR HUMAN RECOMBINANT ADENOVIRUS  
TO BE USED IN GENE THERAPY**

Serial No.: 09/334,765

Filed: June 16, 1999

For: **PACKAGING SYSTEMS FOR HUMAN RECOMBINANT ADENOVIRUS  
TO BE USED IN GENE THERAPY**

Serial No.: 09/298,745

Filed: April 23, 1999

For: **MEANS AND METHODS FOR NUCLEIC ACID DELIVERY VEHICLE  
DESIGN AND NUCLEIC ACID TRANSFER**

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Information Disclosure Statement is believed to be filed before the mailing date of the first Office Action on the merits in the above-identified application.

Respectfully submitted,



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- Date: July 26, 1999
- ACT/df
- Enclosures: Form PTO-1449  
Copy of documents cited

| Form PTO-1449<br><br><b>INFORMATION DISCLOSURE CITATION<br/>IN AN APPLICATION</b><br><br><i>(Use several sheets if necessary)</i> |                 | Docket Number (Optional)<br><b>3839US</b> |                 | Application Number<br><b>08/973,560</b> |          |  |    |
|---|-----------------|---|-----------------|---|----------|--|----|
|   |                 | Applicant <b>van der Eb, et al</b>        |                 |   |          |  |    |
|   |                 | Filing Date <b>December 5, 1997</b>       |                 | Group Art Unit <b>To be assigned</b>    |          |  |    |
| <b>U.S. PATENT DOCUMENTS</b>  |                 |   |                 |   |          |  |    |
| EXAMINER INITIAL  | DOCUMENT NUMBER | DATE                                      | NAME            | CLASS                                   | SUBCLASS |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
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|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
| <b>FOREIGN PATENT DOCUMENTS</b>   |                 |   |                 |   |          |  |    |
|   | DOCUMENT NUMBER | DATE                                      | COUNTRY         | CLASS                                   | SUBCLASS | Translation  |    |
|   |                 |   |                 |   |          | YES  | NO |
|   | WO 97/00326     | 01/03/97                                  | PCT             |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
| <b>OTHER DOCUMENTS</b>  |                 |   |                 |   |          | (Including Author, Title, Date, Pertinent Pages, Etc.) |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
|   |                 |   |                 |   |          |  |    |
| EXAMINER  |                 |   | DATE CONSIDERED |   |          |  |    |